

ORDINANCE 10- 05

AN ORDINANCE OF THE BOROUGH OF TARENTUM, ALLEGHNEY COUNTY, COMMONWEALTH OF PENNSYLVANIA, ADOPTING THE 2009 ADDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE, REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES; BY PROVIDING THE STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO ENSURE THAT STRUCTURES ARE SAFE, SANITARY AND FIT FOR OCCUPATION AND USE; AND PROVIDING FOR THE CONDEMNATION OF BUILDINGS AND STRUCTURES UNFIT FOR HUMAN OCCUPANCY AND USE, AND THE DEMOLITION OF SUCH EXISTING STRUCTURES IN THE BOROUGH OF TARENTUM AND BY PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES AND FINES FOR VIOLATION THEREFORE AND REPEALING ORDINANCE NO. 04-09 OF THE BOROUGH OF TARENTUM AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT HEREWITH.

WHEREAS, Council of the Borough of Tarentum wishes to adopt the International Property Maintenance Code of the year 2009 for the health, safety and welfare of the Borough of Tarentum.

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY COUNCIL OF THE BOROUGH OF TARENTUM, and it is hereby ordained and enacted by the authority of same:

Section 1. That a certain document, three (3) copies of which are on file in the Office of the Borough of Tarentum, being marked and designated as the International Property Maintenance Code, 2009 edition, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the Borough of Tarentum in the Commonwealth of Pennsylvania for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and providing for the condemnation of building and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the Office of the Borough of Tarentum are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance, with the additions, insertions deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2. The following sections are hereby revised and added:

Section 101.1. Insert: Borough of Tarentum in place of “[name of jurisdiction.]”.

Section 103.5. Adopted from time-to-time by resolution.

Section 112.1. Insert: \$100 and \$600.

Section 302.4. Insert: six inches

Section 301.14. Insert: March 1st and December 15th.

Section 602.3. Insert: ...”Shall supply heat year round” to maintain a temperature...

Section 602.4. Insert: Occupiable work spaces from November 1 to April 1.

Chapter 8 is added:

Chapter 8 – Penalties

Any person violating this Ordinance shall be subject to a fine of no more than \$600.00 and no less than \$100.00 and imprisonment of no more than thirty (30) days and court costs.

Each day of violation shall be subject to fines and penalties, consecutively; for each day shall constitute a separate offense.

Section 3. That Ordinance No. 04-09 of the Borough of Tarentum as amended which adopts the former BOCA Basic Property Maintenance Code as amended, and all other ordinances or part of ordinances in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause or phrase of this ordinance, is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Borough of Tarentum hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this ordinance or in the Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cite din Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. That the Manager of the Borough of Tarentum is hereby ordered and directed to cause this ordinance to be accessible as well as the International Property Maintenance Code to the public during all normal business hours on request.

Section 7. That this ordinance and the rules, regulations, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect immediately upon adoption by Council.

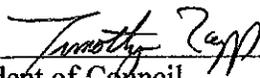
BE IT ORDAINED AND ENACTED INTO LAW THIS 18th DAY
OF October, 2010.

ATTEST:

BOROUGH OF TARENTUM



William Rossey
Tarentum Borough Manager



President of Council



David P. Strellec, Esq.
Solicitor

EXAMINED AND APPROVED THIS 18th DAY OF October, 2010.



Carl Magetta
Mayor